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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

American Chemical Society, et al., NO. C 06-04414 JW

Plaintiffs,  
v.  
**ORDER VACATING INTERIM  
PRETRIAL CONFERENCE**

Commax Technologies, Inc., et al.,

Defendants.

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On February 9, 2009, the parties are scheduled to appear for an Interim Pretrial Conference. The parties timely submitted a Joint Interim Pretrial Statement. (Docket Item No. 199.) In light of the parties' representations in their Joint Statement, the Court finds that a Pretrial Conference is unnecessary at this time. The parties will have an opportunity to apprise the Court of their progress toward trial and settlement efforts at the Final Pretrial Conference, currently set for **April 6, 2009 at 3 p.m.**

Dated: February 4, 2009

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Kimberly Ann Donovan kdonovan@gcalaw.com  
Noel Matthew Cook ncook@owe.com  
3 Sallie Kim skim@gcalaw.com  
William S. Strong wstrong@kcslegal.com

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5 **Dated: February 4, 2009**

**Richard W. Wieking, Clerk**

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7 **By: /s/ JW Chambers**  
**Elizabeth Garcia**  
**Courtroom Deputy**

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